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HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench : Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Misc. Appeal (C) No.457 of 2007

Appellant/ Claimant	Smt. Tedhi Bai @ Kodhi Bai Dewar, w/o Tingali Dewar, Aged about 30 yrs., R/o Vill-Ekta Nagar, Dewar Para, Gurhiyari, Raipur, Tah & Dist. Raipur (C.G.)
	versus
Respondents/ Non-applicants	1. Krishna Saggar, S/o Girchand Saggar, R/o Vill. Anupam Nagar, M-5 Raipur, Tah. & Distt. Raipur (C.G.) 2. Naresh Saggar S/o Krishna Saggar, R/o Vill-M.P.Plants industries, Bhanpuri, Raipur, Tah & Distt. Raipur (C.G.) 3. The National India Insurance Co. Ltd. Through-Divisional Manager, Divisional Office No.1, Mobin Mahal G.E.Road, Raipur Road, Raipur.

Miscellaneous Appeal under Section 173 of the Motor Vehicles Act, 1994

Present : Shri S.C.Verma, counsel for the appellant/Claimant.
Shri Dashrath Gupta, counsel for respondentNo.3.

ORAL ORDER

(Passed on 27th July, 2007)

Heard.

2. This appeal is directed against the award dated 12.01.2007 passed by 1st Additional Motor Accidents Claims Tribunal (hereinafter referred to as the M.A.C.T.), Raipur in Claim Case No. 05 of 2006 whereby a sum of Rs.26,000/- has been awarded by the M.A.C.T. towards compensation, the break up of which is as follows:

a)	Expenses during treatment	:	Rs.10,000/-
b)	For mental agony and pain	:	Rs. 5,000/-
c)	Expenses towards loss of income:		Rs. 5,000/-
d)	Expenses towards future treatment:		Rs. 2,000/-
e)	Expenses towards attendant and special diet	:	Rs. 4,000/-
	Total	:	Rs.26,000/-

3. Not being satisfied with the compensation awarded by the M.A.C.T. the appellant has preferred this appeal.

4. During the course of arguments, a settlement was arrived at between the appellant and Insurance Company wherein learned counsel for the Insurance Company agreed to pay an additional sum of Rs.14,000/- as compensation to the appellant/claimant.

5. Shri S.C.Verma, learned counsel for the appellant fully agrees with the settlement.

6. In view of the above settlement, the compensation awarded by the Tribunal is enhanced from Rs.26,000/- to Rs.40,000/-. It was informed that amount of Rs.26,000/- has already been deposited by the Insurance-Company. The respondent Insurance-Company shall deposit the remaining compensation before the M.A.C.T. within a period of 2 months from today.

7. With this observation, the appeal stands disposed of. A copy of this order be sent to the M.A.C.T., forthwith.

Sd/-
Dilip Raosaheb Deshmukh
Judge